

STATE OF INDIANA       )  
                                  ) SS:  
COUNTY OF SULLIVAN    )

IN THE SULLIVAN SUPERIOR COURT  
2004 TERM  
CAUSE NO. 77D01-0410-SC-00627

JAMES H. HIGGASON, JR.       )  
    Plaintiff                        )  
                                  )  
    VS                                )  
                                  )  
INDIANA DEPARTMENT        )  
OF CORRECTION                )  
    Defendant                        )

OCT 26 2004

**ORDER**

Pursuant to I.C. 34-58-1-1, et. seq., this cause of action has been docketed and reviewed by the Court, and the Court now finds as follows:

The Court takes judicial notice that the Plaintiff has filed at least three (3) previous civil actions which a state court has dismissed under I.C. 34-58-2-1. As such, the Plaintiff is prohibited from filing a new complaint or petition unless the Court determines that the Plaintiff is in immediate danger of serious bodily injury. Plaintiff's Small Claims Complaint states no allegations that Plaintiff is in immediate danger of serious bodily injury.

**SO ORDERED** this 26<sup>th</sup> day of October, 2004.

  
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THOMAS E. JOHNSON, Judge of the  
Sullivan Superior Court

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